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TO

Amend the Law relating to University Education in Ireland. A.D. 1889.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and the Commons, in this present Parliament assembled, and by the authority of the same, as follows :

- 5 1. It shall be lawful for the twelve persons named in the First Schedule to this Act within twelve months after the *passing of this Act* to notify by instrument in writing to the Lord Lieutenant of Ireland their willingness to found a university in Ireland subject to the provisions of this Act. *Incorporation of Committee of Founders.*
- 10 From and immediately after the date of such notification, hereinafter referred to as the commencement of the Act, the University of Ireland shall be deemed to be established, and the twelve persons named in the First Schedule hereto shall become the Committee of Founders of the University of Ireland, and they and their successors shall by that name, style, and title have perpetual succession
- 15 and be a body corporate, and have a common seal, with a capacity to sue and be sued in its corporate name, and shall be able and capable at law to take, purchase, and hold any personal property or chattel whatsoever, and also, notwithstanding the statutes of
- 20 mortmain, any lands or hereditaments for the purposes of the university.
2. Whenever a vacancy shall occur in the Committee of Founders by the death, resignation, or incapacity of any of the persons hereby nominated, or any of their successors, the remaining members of
- 25 the committee shall select some other fit and proper person to be a member of the committee in room and stead of the person by whose death, resignation, or incapacity the vacancy shall be caused ; yet so that a lay member shall be replaced by a layman. *Vacancies in committee to be filled up.*

3. The Committee of Founders shall have power to make, and from time to time to repeal or alter, such rules for the regulation in

[Bill 32.]

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Committee to make rules regulating

A.D. 1880. all respects of their own meetings and proceedings as to them shall
 their own pro- seem fit.

Constitution of univer- 4. The said University of Ireland shall consist of a chancellor,
 sity. vice-chancellor, a senate, and graduates.

Chancellor. 5. The Chancellor of the University of Ireland shall be the 5
 Catholic Archbishop of Armagh for the time being.

Senate. 6. The first senators of the university shall be the chancellor,
 the other members of the Committee of Founders, and such other
 persons, not exceeding thirty-six in number, as the Committee of
 Founders shall appoint, yet so that the members of the senate in 10
 holy orders shall not bear a higher proportion to the lay members
 than that of one to two. The first and every third succeeding
 vacancy shall be filled by persons nominated by the chancellor;
 every other vacancy shall be supplied by the election of a senator
 by the convocation of the university: Provided always that every 15
 vacancy in the senate which is caused by a vacancy in the Com-
 mittee of Founders shall be filled by the election of a new member
 of the said committee in accordance with the provisions of the
 second section of this Act: Provided also that no election or
 nomination shall be valid whereby the members of the senate in 20
 holy orders would be made to bear a higher proportion to the lay
 members than that of one to two.

The chancellor and senate shall be a body corporate with per-
 petual succession and a common seal, with a capacity to sue and be
 sued in its corporate name, and shall be able and capable in law to 25
 take, purchase, and hold any personal property, and, notwithstand-
 ing the statutes of mortmain, any lands or hereditaments.

Convocation. 7. The convocation of the University of Ireland shall consist
 of the senate and registered male graduates of not less than two
 years standing. 30

First graduates. 8. The Committee of Founders shall determine the persons who
 are to be the first graduates.

Vice-chan- 9. The senate shall at their first meeting, and thereafter from
 cellor. time to time as a vacancy occurs, submit to the chancellor the
 names of three persons, of whom the chancellor shall select one to be 35
 vice-chancellor. The vice-chancellor so appointed shall not con-
 tinue in office for a longer period than three years, but on going out
 of office shall be eligible for re-election.

Visitors. 10. The visitors of the university shall be the chancellor, or, in
 his absence, such person as he may approve by special deputation. 40

under his hand and seal for any visitation from which he shall be so absent, and three persons to be nominated from time to time by the Committee of Founders or the senate.

A.D. 1830.

11. For the purpose of providing for the preliminary expenses of the university, immediately on the commencement of this Act, there shall be paid to the Committee of Founders by the Land Commissioners, from the fund under their control under the Irish Church Act Amendment Act, 1881 (in this Act referred to as the Irish Church Temporalities Fund), the sum of *fifty thousand pounds*, which sum shall be expended in providing land or buildings, or in such other manner as in the opinion of the said committee shall be most suitable for carrying out the objects of this Act.

First instalment of endowment.

12. It shall be lawful for the Committee of Founders, and they are hereby empowered, to receive for the purpose of endowing the University of Ireland all such sums of money as shall be subscribed for the purpose, and also to take any gifts or devises of lands that may be given or devised to them for the like purpose, and to invest in such manner as they shall see fit all moneys that may be given or bequeathed to them for the said purposes, either in the purchase of property in land, or in the public funds, or other securities, private or public, in their discretion.

Committee of Founders may accept gifts of land or money, &c.

13. Whenever the Committee of Founders shall show to the satisfaction of the Lords Commissioners for executing the office of Lord High Treasurer of Her Majesty's Exchequer that they have expended in land or buildings for the purposes of the University of Ireland a sum not less than *thirty thousand pounds*, it shall be lawful for the Lords Commissioners, and they are hereby required to issue a warrant under the hands and seals of any two of them to the Land Commissioners of Ireland, to pay to the said committee the further sum of *four hundred and fifty thousand pounds* out of any surplus that may be in their hands of the Irish Church Temporalities Fund, and in the meantime to pay to the said committee interest on the said sum, or any part thereof remaining unpaid, at the rate of *four pounds* per annum for every one hundred pounds.

Provision for further endowment.

14. Subject to the provisions of this Act, it shall be lawful for the Committee of Founders at any time within five years next after the commencement of this Act to provide for the affiliation of colleges, the payment of examiners, professors, tutors, and other officers of the university, and of exhibitions, scholarships, bursaries, or other prizes, and generally to do or provide for anything which, in their judgment, is expedient for the better constitution or development of the university.

Powers of Committee of Founders.

A.D. 1800.

Queen's
Colleges of
Cork and
Galway to
be vested in
Committee
of Founders.

15. From and after the commencement of this Act, the Queen's Colleges of Cork and Galway, with all lands, buildings, fittings, equipment, cash, securities, and other property, real or personal, thereunto appurtenant or belonging, shall vest in the Committee of Founders for the use of the University of Ireland: Provided always 5 that the actual holders of scholarships in the said colleges shall receive from the Committee of Founders the amount of any outstanding pecuniary interest; and provided further that in case any person who at the *passing of this Act* held any permanent office of profit in either of the said colleges, and who, not being entitled to any 10 retiring pension under existing Acts of Parliament, is discontinued in his employment by the Committee of Founders, shall receive from the said committee such a rate of pension as under the Superannuation Act, 1859, he would be entitled to receive as a member of the civil service on abolition of office. 15

Further provision for
endowment.

16. Within five years after the commencement of this Act, or as soon after such interval as they shall have funds in their hands applicable to such purpose, the Land Commissioners shall, out of the Irish Church Temporalities Fund, pay to the account of the chancellor and senate of the university the further sum of *five* 20 *hundred thousand pounds*, and as from a date not later than *five years* after the commencement of this Act shall from time to time, until the said sum is paid, pay to the said chancellor and senate on the said sum, or such portion thereof as shall remain unpaid, interest at the rate of *four pounds* per annum for every hundred 25 pounds, and such sum or sums shall be invested by the chancellor and senate in the purchase of land, stock in the public funds, or other securities, with power, nevertheless, from time to time to vary such investments, and the chancellor and senate shall stand possessed of such sum or sums, and of all estates and investments 30 which shall be purchased or made with the same, upon trust for the use and as a part of the capital fund of the university.

Dissolution
of the Com-
mittee of
Founders.

17. At the expiration of *ten years* after the commencement of this Act the Committee of Founders shall be dissolved, and the rights, interests, and property of all kinds vested in them at the time of 35 such dissolution shall be deemed to be and shall become vested in the chancellor and senate of the university for the purposes of the university.

Power of
senate to
make rules
as to their
own pro-
ceedings.

18. The senate of the university shall have power to make rules for the regulation of their own proceedings and for the convening 40 and holding of their meetings.

19. The chancellor and senate shall have the entire management of the affairs, concerns, and property of the university, except so far as is herein-before provided with regard to the powers and duties of the Committee of Founders, provided always that, as regards the theological faculty, the direction, superintendence, and control of studies, and the appointment of professors and examiners therein, shall be vested in the chancellor, together with the Archbishops of Dublin, Tuam, and Cashel, and not in the senate.

A.D. 1890.

Senate to govern the university.

20. The power to confer all such degrees or other distinctions as can be conferred in or by any other university in the United Kingdom, except degrees in theology, shall be vested in the chancellor and senate. The power to confer degrees in theology shall be vested in the chancellor and the three archbishops in the last preceding paragraph mentioned.

Degrees.

21. Save as herein-before provided regarding the Committee of Founders, the senate shall institute and make regulations and provision for carrying on such public examinations of candidates for matriculation and degrees, and such other university examinations in secular subjects as may be necessary, and for the purpose of conducting such examinations the senate shall from time to time appoint examiners in the several subjects of secular learning usually studied in a university, and shall make regulations for the conduct of such examinations, and for the appointment, removal, and remuneration of the examiners.

Examinations.

22. Save as herein-before provided in reference to the Committee of Founders, it shall be lawful for the senate to make regulations and provision for the establishment of fellowships, exhibitions, scholarships, and other prizes; the payment to heads of affiliated colleges of fees dependent on results of public examination of students; the payment of salaries to lecturers attached to affiliated colleges; the erection, formation, and maintenance of museums, libraries, and laboratories, whether at any affiliated college or elsewhere, for the purposes of the university.

Further powers of senate.

23. All statutes, ordinances, and regulations established or passed by the senate shall be annually reported by the vice-chancellor to any Parliament sitting in Dublin, and unless and until such Parliament shall be sitting in Dublin, then to the Parliament sitting at Westminster.

Statutes, &c. to be presented to Parliament.

24. Within three months after the expiration of each year, or other shorter period to which the accounts relate, the vice-chancellor shall transmit to the Comptroller and Auditor-General an account

Accounts of university to be audited.

—A.D. 1890.

of the receipts and expenditure of the capital and revenues derived from the funds under the control of the senate under this Act, to be audited, certified, and reported upon with reference to the provisions of this Act, and in conformity with the powers and regulations prescribed in the Exchequer and Audit Act, 1866; 5 which report, together with the accounts, shall be laid before Parliament.

Application
of Attorneys
and Solicitors
Act
(Ireland),
1860.

Short title.

25. The provisions of the seventh, eighth, and ninth sections of the Attorneys and Solicitors Act (Ireland), 1860, shall extend to and be applicable to the university created under this Act. 10

26. This Act may be cited as the University of Ireland Act.

SCHEDULE.

A.D. 1890.

NAMES OF THE FIRST MEMBERS OF THE COMMITTEE OF
FOUNDERS.

The Most Reverend the Catholic Archbishop of Armagh.

5	Do.	do.	do.	Dublin.
	Do.	do.	do.	Tuam.
	Do.	do.	do.	Cashel.

(and eight other persons being Irish Catholic laymen, viz.)

University Education
(Ireland).

1877-1878.

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B I L L

To amend the Law relating to Univer-
sity Education in Ireland.

*(Proposed and brought in by
Mr. O'Malley, Mr. Stowe, Mr. Foran,
Mr. Dillon, Mr. Thomas Harrington,
Mr. Parnell, and Mr. Fox.)*

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